

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.	:	10/821,082	Confirmation No. 1136
Applicant	:	POLAN	
Filed	:	08 April 2004	
TC/A.U.	:	4152	
Examiner	:	GREENE, JOSEPH L.	
Docket No.	:	CA920030071US1	

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SUMMARY OF EXAMINER INTERVIEW

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Commissioner for Patents  
VIA EFS-WEB FILING  
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith a summary of the telephonic interview conducted with the Examiner on 12 November 2009 (the "Interview") pursuant to 37 CFR § 1.133(b) and requests this Summary be made of record within the Application pursuant to MPEP § 713.04.

The Examiner telephoned counsel in order to discuss further amendments to the claims as amended 08 August 2009 to put the claims in condition for allowance. Applicant's representative, Scott M. Garrett, and Examiner Joseph Greene were participants of the conference.

Two changes were discussed during the conference with regard to claim 1. First, the Examiner felt that, despite Applicant's amendment of claim 1 to address the non-statutory subject matter rejection, that the claim amendment had not obviated the rejection, and suggested changing the preamble from "implemented in hardware" to "implemented as hardware." Counsel approved this change.

Second, Examiner indicated that the term "approximation," read under the broadest reasonable interpretation standard, read on prior art, but that the approximations described in the specification were not in the prior art. Accordingly, Examiner Greene suggested adding definitional language to recite the two alternative approximations described in the specification, and proposed specifically adding "where the step of approximating is at least one of: using the initial data that was passed to the failing node as the approximate result or using the last received previously cycled result from a failing node that has successfully cycled more than once as the

approximate result.” Since the specification does not offer any other form of approximation, and it is clear that the intent is to use previously calculated results as the approximation, Counsel agreed.

Examiner agreed to enter the changes by examiner's amendment, and indicated the application would then be passed to allowance.

The Applicant requests that the Examiner call the undersigned (954-745-0374) if clarification is needed on any matter within this Summary, or if the Examiner believes any further telephone interview is necessary regarding the prosecution of the subject application.

Respectfully submitted,

Date: 12 November 2009

/SCOTT M. GARRETT /  
Scott M. Garrett, Registration No. 39,988  
PATENTS ON DEMAND  
Customer No. 57736  
4581 Weston Road, Suite 345  
Weston, FL 33331  
Telephone: (954) 745-0374